

**A RESOLUTION
BY TRANSPORTATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN AMENDMENT NO. 14 TO THE CENTRAL PASSENGER TERMINAL COMPLEX LEASE AGREEMENT WITH US AIRWAYS, INC. COVERING THE PERMANENT SURRENDER TO THE CITY OF ATLANTA OF EXCLUSIVE LEASED PREMISES LOCATED ON CONCOURSE "D" AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

WHEREAS, the City owns and operates the Hartsfield-Jackson Atlanta International Airport ("Airport"), located in the Counties of Fulton and Clayton, Georgia, on which there exists certain terminal buildings and concourse buildings and related facilities for the use of airlines engaged in the transportation of persons and property by scheduled and unscheduled aircraft service, such buildings and facilities are referred to as the Central Passenger Terminal Complex ("CPTC"); and

WHEREAS, the City and US Airways, Inc. ("US Air"), are parties to an Agreement and Lease of Premises dated March 1, 1986, as heretofore amended covering the occupancy and use by the Airline of certain premises and facilities in the CPTC ("CPTC Lease"); and

WHEREAS, the City desires the permanent surrender of a portion of certain US Air Exclusive Leased Premises located on Concourse "D" which is needed by the City in order to construct the Concourse D Midpoint Expansion Project, and US Air is ready and willing to permanently surrender a portion of their Exclusive Leased Premises in connection with such project; and

WHEREAS, the City and US Air now desire to amend said CPTC Lease to DELETE approximately 1,459 square feet of space on the apron level of Concourse D from US Air's Exclusive Leased Premises.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, that the Mayor is authorized to execute on behalf of the City of Atlanta an Amendment No. 14 to the CPTC Lease under which US Air shall permanently surrender to the City the aforementioned premises, with a corresponding adjustment of rentals associated with the premises.

BE IT FURTHER RESOLVED that the City Attorney is directed to prepare said Amendment No. 14 for execution by the Mayor.

BE IT FINALLY RESOLVED that said Amendment No. 14 shall not become binding upon the City, and the City shall incur no obligation or liability thereunder until same has been signed by the Mayor and delivered to US Air Lines, Inc.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview:

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The proposed Amendment would cover US Air's surrender of approximately 1,459 sf of space on the apron level of Concourse D. The space is needed to facilitate the construction of the Concourse D Midpoint Expansion Project.

2. Please provide background information regarding this legislation.

The Concourse D midpoint is very congested and has grossly inadequate concessions to properly serve customers. The Concourse D Midpoint Expansion Project will alleviate both problems and thereby provide a significant increase in the level of service provided to US Air's passengers. Some of the exclusive areas leased by US Air will be required to facilitate the project. The Department of Aviation has met with US Air on several occasions and has received their support for the project.

For US Air, the benefits of the Midpoint Expansion Project outweigh any logistical difficulties associated with operating out of slightly less apron level space.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):**

(b) **Source Selection:**

(c) **Bids/Proposals Due:**

(d) **Invitations Issued:**

(e) **Number of Bids:**

(f) **Proposals Received:**

(g) **Bidders/Proponents:**

(h) **Term of Contract:**

4. Fund Account Center (Ex. Name and number):

Fund: _____ Account: _____ Center: _____

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: None

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: Rental Fees

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Bill Murphy



60

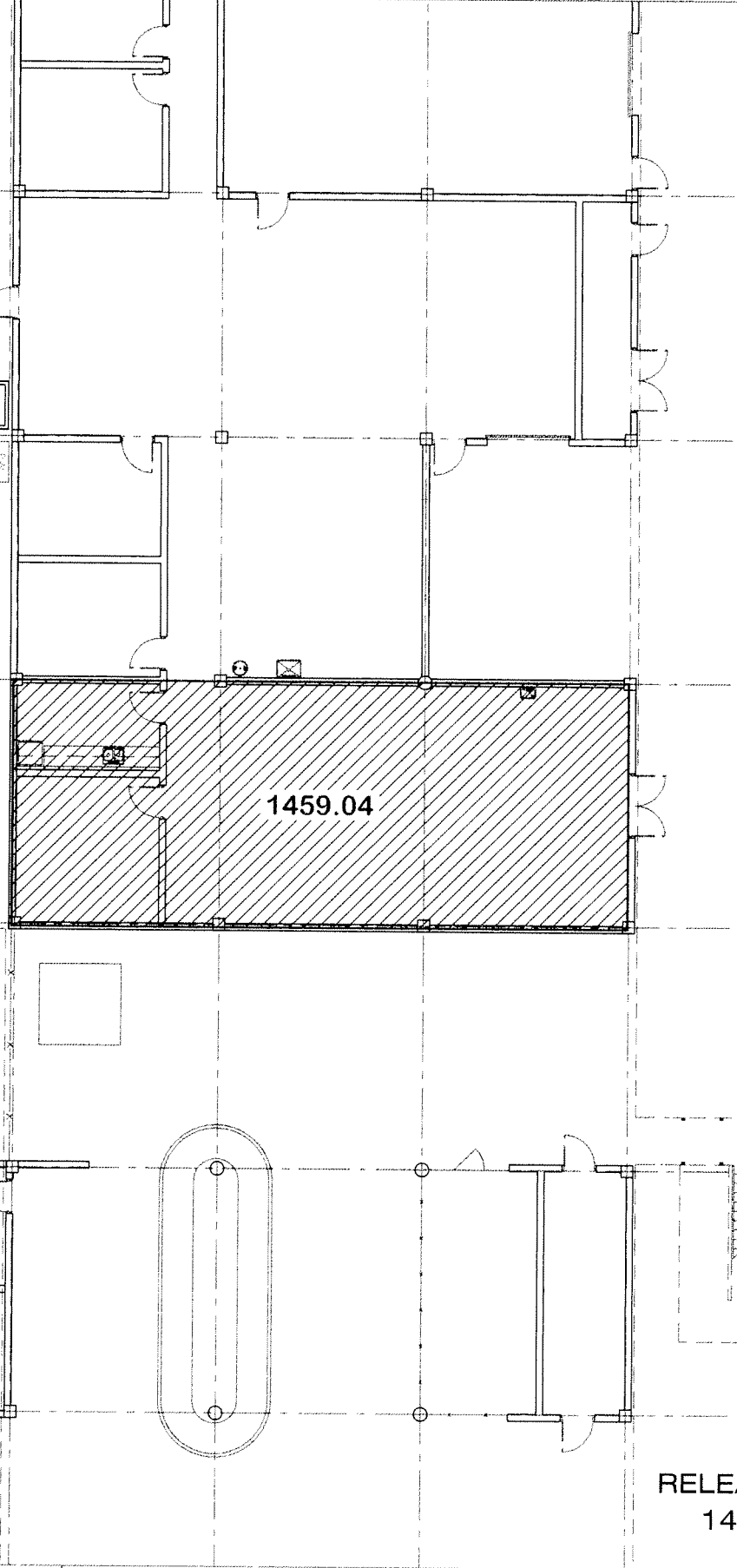
59

58

57

56

55



1459.04



D21

RELEASED AREA
1459.04 SF

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Anita Williams

Contact Number: 404-530-6600

Originating Department: Aviation

Committee(s) of Purview: Transportation

Chief of Staff Deadline: 10/15/09

Anticipated Committee Meeting Date(s): 10/28/09

Anticipated Full Council Date: 11/02/09

Commissioner Signature: 

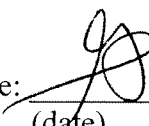
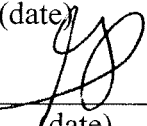
CAPTION

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN AMENDMENT NO. 14 TO THE CENTRAL PASSENGER TERMINAL COMPLEX LEASE AGREEMENT WITH US AIRWAYS, INC. COVERING THE PERMANENT SURRENDER TO THE CITY OF ATLANTA OF EXCLUSIVE LEASED PREMISES LOCATED ON CONCOURSE "D" AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any)

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office:  10/13/09 Reviewed by: 
(date) (date)

Submitted to Council: _____
(date)